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Before the
FEDERAL COMMUNICATIONS COMMISSION
Washington, D. C. 20554

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FEB 18 2004

In the matter of)
Amendment of Section 73.202 (b)) MB Docket No. _____
Table of Allotments)
FM Broadcast Stations) RM- _____
(Fruita, Colorado))

Federal Communications Commission
Office of the Secretary

PETITION FOR RULEMAKING

To the Chief, Allocations Branch:

Dana J. Puopolo ("Petitioner") respectfully requests the Commission initiate a rulemaking proceeding for the purpose of considering amending Section 73.202(b) of the Commission's rules. In support whereof the following is stated:

1. Petitioner proposes the Commission allot FM channel 255C3 to Fruita, CO as its second commercial FM service. This would require amending Section 73.202(b) of the Commission's rules as follows:

<u>Community</u>	<u>Present</u>	<u>Proposed</u>
Fruita, CO	260C	255C3, 260C

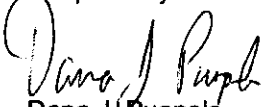
2. Fruita is an incorporated city located in Mesa County, Colorado. In 2000, the U.S. Census Bureau estimated that Fruita population of 6478 persons.

3. FM channel 255C3 can be assigned to Fruita in full compliance with the Commission's minimum distance separation requirements. This is illustrated the attached spacing study. Coordinates used are N 39:15:05, W 108:50:16 and are located approximately 15 Km NW of Fruita. This site restriction is necessary to prevent a short spacing with station KAFM, Grand Junction, CO and a vacant allotment at Palisade, CO. Petitioner is confident that he can find a suitable transmitter site if channel 255C3 is allotted as proposed.

4. Petitioner, or an entity with which he is affiliated, intends to apply for a construction permit to activate FM channel 255C3 is it is allotted to Fruita as proposed. If his application is granted, he shall promptly construct and operate the proposed station.

6. Petitioner hereby verifies and affirms that the statements given in this petition for rulemaking are his, and are accurate to the best of his knowledge.

Respectfully submitted,



Dana J. Puopolo
2134 Oak St., Unit C
Santa Monica, CA 90405
February 2, 2004

No. of Copies rec'd 044
List A B C D E
MB 04-19

Fuita, CO 1-1-2004

Spacing Study FM channel 255C3, Fruita, CO
At coordinates N39:15:05, W108:50:16

CHAN	FREQ	CALL	LOCATION		DIST	REQ	CLEAR
201A	88.1	KAFM	GRAND JUNCTION	CO US	22	12	10
253C2	98.5	KIFX	ROOSEVELT	UT US	161	56	105
253C3	98.5	ALLOC	PALISADE	CO US	45	43	2
254C	98.7	KRTZ	CORTEZ	CO US	226	176	50
255A	98.9	970908MB	STEAMBOAT SPRINGS	CO US	217	142	75
255A	98.9	970909MG	STEAMBOAT SPRINGS	CO US	217	142	75
255A	98.9	970910MF	STEAMBOAT SPRINGS	CO US	224	142	82
255A	98.9	970910MK	STEAMBOAT SPRINGS	CO US	217	142	75
255A	98.9	970911MC	STEAMBOAT SPRINGS	CO US	220	142	78
255A	98.9	970911MJ	STEAMBOAT SPRINGS	CO US	216	142	74
255A	98.9	970911ML	STEAMBOAT SPRINGS	CO US	217	142	75
255A	98.9	970911MN	STEAMBOAT SPRINGS	CO US	217	142	75
255A	98.9	970911MV	STEAMBOAT SPRINGS	CO US	217	142	75
255A	98.9	970908MB	STEAMBOAT SPRINGS	CO US	220	142	78
256C3	99.1	KMTS	GLENWOOD SPRINGS	CO US	133	99	34
256C	99.1	PRM	NEPHI	UT US	242	176	66

Notes:

All distances are in kilometers.
Only stations clearing by less than 125 KM are shown.

